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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
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11 JEFFREY M. DANIELS,
12 Plaintiff,

13 v.

14 S. OLMEDA, et al.,
15 Defendants.

Case No. CV 09-9253 PA(JC)

ORDER (1) GRANTING PLAINTIFF'S
MOTION FOR VOLUNTARY
DISMISSAL; AND (2) DISMISSING
(2) ACTION WITHOUT PREJUDICE

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17 On September 17, 2010, plaintiff Jeffrey M. Daniels ("Plaintiff"), who is
18 proceeding pro se and has been granted leave to proceed in forma pauperis, filed a
19 Civil Rights Complaint ("Complaint") against defendants S. Olmeda and E. Jordan.
20 Defendants have not yet been served in this case and thus, have not filed an answer or
21 motion for summary judgment. On May 9, 2011, plaintiff filed "Plaintiff's
22 Withdrawal of Case No. CV 09-09253 PA(JC)" ("Plaintiff's Motion") in which
23 plaintiff indicates that he wishes to withdraw the Complaint and this case. The Court
24 construes Plaintiff's Motion as a Motion for Voluntary Dismissal without Prejudice
25 pursuant to Fed. R. Civ. P. 41(a)(1).

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1 IT IS HEREBY ORDERED:

2 1. Plaintiff's Motion is granted.

3 2. Pursuant to Fed. R. Civ. P. 41(a)(1), this action is dismissed without
4 prejudice.

5 LET JUDGMENT BE ENTERED ACCORDINGLY

6 IT IS SO ORDERED this 11th day of May, 2011



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9 HONORABLE PERCY ANDERSON
10 UNITED STATES DISTRICT JUDGE

11 Presented by:

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13 _____ /s/

14 Honorable Jacqueline Chooljian
15 United States Magistrate Judge
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